IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE S.SIRI JAGAN

FRIDAY, THE 23RD MARCH 2007 / 2ND CHAITHRA 1929

WP(C).No. 22705 of 2005(C)

PETITIONER:

K.PREMAKUMARI,INTERNAL AUDITOR,
MAYYANADU SERVICE CO-OPERATIVE BANK LIMITED
NO.2294,MAYYANADU P.O.,KOOTIKADA,KOLLAM.

BY ADV. SRI.N.NANDAKUMARA MENON
SRI.K.VINODKUMAR
SRI.P.K.MANOJKUMAR

RESPONDENTS:

1. THE STATE OF KERALA,REPRESENTED BY THE SECRETARY TO GOVERNMENT,CO-OPERATIVE (C) DEPARTMENT,SECRETARIAT,TRIVANDRUM.

2. THE JOINT REGISTRAR OF CO-OPERATIVE SOCIETIES (GENERAL),KOLLAM.

3. THE MAYYANADU SERVICE CO-OPERATIVE BANK LIMITED NO.2294,MAYYANADU,KOOTIKADA P.O., KOLLAM,REPRESENTED BY ITS SECRETARY.

4. K.S.CHANDRA BABU,HEAD CLERK, MAYYANAD SERVICE CO-OPERATIVE BANK LIMITED NO.2294 KOTTIKKADA P.O.,QUILON.

BY ADV. SRI.T.R.RAMACHANDRAN NAIR
SRI.B.SURESH KUMAR
G.P.SHRI.RAVIKRISHNAN.

THIS WRIT PETITION (CIVIL) HAVING BEEN FINALLY HEARD ON 23/03/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

S.SIRI JAGAN, J.

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W.P.(C).No.22705 of 2005

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Dated this the 23rd day of March, 2007

J U D G M E N T

The learned counsel for the petitioner seeks permission of the court to withdraw this writ petition without prejudice to the right of the petitioner to approach the Arbitration Court under Section 69(1) of the Kerala Co-operative Societies Act read with Section 2(d) thereof. Permission is granted with the above liberty and the writ petition is disposed of as withdrawn.

If the petitioner raises a dispute before the Arbitration Court, the Arbitration Court shall dispose of the same on merits without reference to any limitation in respect thereof, since the petitioner has been diligently prosecuting the matter before this Court. If the petitioner decides to file a dispute, that shall be filed within one month from today, in which case, the Arbitration Court shall dispose of the same in accordance with law.

Sd/-

sdk+ S.SIRI JAGAN, JUDGE

///True copy///

P.A. to Judge.